

Location: Rockport Town Hall, Meeting Room A

Present: Larry Neal/Chairman, Alan MacMillan, MaryAnn Lash, Andrea Nichols/ Secretary, GERALYN Falco/Conservation Agent. The Rockport Conservation Commission (RCC) is a four member volunteer board. Three voting members are present.

Absent: David McKinnon, Mel Michaels/Associate Member

Citizen Inquiries:

Hollis Shea, 3 Lee Way – lives adjacent to Delamater Preserve, wants to clear path into Preserve (to hunt and to allow forest fire equipment entrance); shows plan of Preserve with buffers for hunting; wants to hunt coyote, deer and rabbits with crossbow. RCC is not familiar with hunting rules; asks Agent Falco to search rules/policies; finds nothing in deed to prevent hunting. Discussion to be continued until September 7, 2016.

James Doyle, for MacDowell, 54 Marmion Way – explains drainage problem on Straitsmouth Way; shows plan to correct problem with drain pipe in Straitsmouth Way; Order of Conditions is open so RCC suggests requesting minor amendment.

Agent Falco – tells RCC of email from CATCo attorney; CATCo allowed DPW to use its property during Pigeon Cove Breakwater repair and requests permission to allow Gloucester company (Charter Engineering & Civil Construction) to store materials on property; storage includes bringing float/barge to site. RCC requests full explanation of project from company at its next meeting and to notify BOS, Harbormasters, and Police.

Stewardship

Sandpiper property work schedule –Mrs. Lash reminds RCC of work schedule; asks for RCC representation at Fall Town Meeting (September 12,2016) to address how monies will be used. August 31st workshop will discuss plans for Sandpiper project.

Continued Hearings

Enforcement Order (REO 16-02), Frank & Jeanne Muzio, 75 South Street (Map 27/Lot 10B). *Cutting vegetation within a Bordering Vegetated Wetland without a permit.* (Violator further requested postponement until August 17, 2016). Present are Mr. & Mrs. Muzio, Chip Nylen (Mr. Muzio's attorney); and Mike Seekamp (Seekamp Environmental) for Bondurants (11 Whale Cove Lane). Mr. Muzio presents case for maintaining existing path; says path has been in place since he moved to 79 South Street and is well canopied; says no soils were disturbed by cutting; had hired wetland scientist who is not able to attend meeting. Mr. Nylen speaks for Mary Rimmer (wetland scientist); shows plan of properties with 15' easement across 75 South Street property; says that wetland is confirmed by Ms. Rimmer; provides RCC with Vegetation Management Plan created by Ms. Rimmer. Mr. Seekamp says he delineated wetland in 2009 and recently met Ms. Rimmer on site; acknowledges that wetlands in area are not the issue; the issue is people passing so close to house at 11 Whale Cove Lane; asks if path could be placed as far from property line to 11 Whale Cove Lane as possible; and asks RCC to go to site. Mr. Nylen says that relocating existing path would be creating new path and would have more impact on wetlands than trimming of existing path. RCC has previously visited site and has discussed these same issues with all parties; states that biggest issue in area is raised septic system installed at 11 Whale Cove Lane; reads Vegetation Management Plan; advocates for twice a year cuttings; asks

about drain in 79 South Street property draining onto 75 South Street property (Mr. Muzio says water main was fixed year or so ago and has alleviated increased water into area); RCC to draft compliance letter and discuss at Workshop on August 31, 2016.

NOI 62-0730, Marcie Behman, 144 Long Beach (Map 25/Lot 43). *Construct deck on barrier beach.* (Applicant requests continuation of public hearing until September 7, 2016). With no representative in attendance, public hearing is continued until September 7, 2016. Hearing is continued. **The digital voice recording of this hearing will be retained until all appeal periods have passed and all appeals resolved.**

Minutes

07-17-16: Mr. MacMillan moves to approve minutes as amended; Mrs. Lash seconds. Vote 3:0.

08-03-16: Mr. MacMillan moves to approve minutes as amended; Mrs. Lash seconds. Vote 3:0.

Other Business

- South Street (near Sandpiper Property) parking – Joe Parisi (DPW) presents plan to create 17 parking spots perpendicular to South Street to access beach and Sandpiper property; work to take place mainly within roadway, but some of RCC property to be impacted; vegetation to be removed and boulders moved onto property; footpath is proposed in front of cars; turnaround area also proposed. *Jim Bates, 192 South Street* – wants to see parking to ease “off-loading”; thanks DPW for benches and improvements to park. *Jackie Bates, 190 South Street* - wants to make sure handicapped spots remain. RCC asks DPW to mark property to show exact locations of parking spots. Discussion is continued.
- Millbrook Wellhead Maintenance Protocol- Chairman Neal moves to approve the Millbrook Wellhead Maintenance Protocol; Mrs. Lash seconds. Vote 3:0
- CoastSweep 2016 –Based on the tides, RCC chooses to clean up Pebble Beach & Sandpiper Overlook on Saturday, September 24, 2016. Agent Falco will inform CZM and contact the high school, middle school, scouts, and South End Association for volunteers.
- Workshop topics for August 31, 2016 – Sandpiper Overlook plantings & compliance letter for REO16-02.
- New Business/Announcements - Chairman Neal moves to add following discussions to agenda; Mr. MacMillan seconds. Unanimous affirmative roll call: Mr. MacMillan, Mrs. Lash, Chairman Neal.
 - National Grid will remove damaged trees at Lower Loop Pond; trees have been gnawed on by beavers and will not survive.
 - Sandpiper Outlook letter(s)-RCC reviews letter; Chairman Neal moves to send two letters, one to each letter-writer; Mr. MacMillan seconds. Vote 3:0.

Mr. MacMillan moves to adjourn the meeting; Mrs. Lash seconds. Vote 3:0.

9:10 PM

RCC ► Meeting adjourned 9:10 PM ◄ RCC